

State of South Dakota

NINETY-FIRST SESSION
LEGISLATIVE ASSEMBLY, 2016

580X0062

HOUSE BILL NO. 1062

Introduced by: Representatives Stevens, Gosch, Johns, and Schoenbeck and Senators Rusch
and Tieszen

1 FOR AN ACT ENTITLED, An Act to permit an order changing the name of a minor child
2 without prior publication in certain instances.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 21-37 be amended by adding a NEW SECTION to read:

5 The court may grant an order changing the name of a minor child without publication of
6 notice or a hearing in open court if all of the following conditions are met:

7 (1) It appears from the pleadings that the minor child has been a resident of the county
8 in which the petition is filed for at least six months;

9 (2) The minor child's parents whose parental rights have not been terminated, and any
10 other person having legal rights to custody or guardianship of the minor child, give
11 written consent to the name change;

12 (3) The minor child, if twelve years of age or older, gives written consent to the name
13 change; and

14 (4) It appears to the court that the name change is in the minor child's best interests.

